

HOUSE BILL 830

By Littleton

AN ACT to amend Tennessee Code Annotated, Title 39
and Title 40, relative to crimes committed against
minors.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 39, Chapter 13, Part 6, is amended by
adding the following new section:

39-13-611.

(a) A person commits the offense of aggravated unlawful photographing when
the person knowingly photographs, or causes to be photographed a minor, when the
minor has a reasonable expectation of privacy, if the photograph:

(1) Depicts the minor in a state of nudity; and

(2) Was taken for the purpose of sexual arousal or gratification of the
defendant.

(b) As used in this section:

(1) "Nudity" has the meaning given in § 39-17-901; and

(2) "Photograph" has the meaning given in § 39-13-605.

(c) A violation of subsection (a) is a Class C felony.

(d) Nothing in this section shall preclude the state from electing to prosecute
conduct in violation of this section under any other applicable section, including chapter
17, parts 9 and 10 of this title.

SECTION 2. Tennessee Code Annotated, Section 40-39-202(20)(A), is amended by
adding the following new subdivision:

() Aggravated unlawful photography, under § 39-13-611;

SECTION 3. This act shall take effect upon becoming law, the public welfare requiring it.